IN THE HIGH COURT OF JUDICATURE AT BILASPUR,

REVIEW PETITION **CHHATTISGARH** Single Bench

Miscellaneous Civil Case No. 09 of 2007

APPLICANT/:
(Appellant)

Bhat Khande Lalit Kala
Shiksha Samiti,
Gandhi Chowk, Raipur,
Through its Secretary N.G. Rai,
S/o Late Gagan Chandra Rai,
Aged about 71 years,
R/o 515, Bairan Bazaar,
Raipur, Tehsil and District:
Raipur, Chhattisgarh.

P.R. No. 147/07
Presented by Shri Rajnish Agrawal
dated 16-01-07

Versus

NON-APPLICANT/:
(Respondent)

Surjit Sen,
S/o Late Paritosh Sen,
Aged about 42 years,
R/o Gurukul Parisar,
Kalibadi, Raipur,
Chhattisgarh.

NOTARY
I. C. TIWARY
(ADVOCATE)
RAIPUR (C.G.) INDIA

APPLICATION FOR RECALLING THE ORDER DATED 26.09.2006 PASSED BY THIS HON'BLE COURT IN SECOND APPEAL NO.468/2005

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..Review No. 9/2007 सन् 200 (63)

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

CHAMBER PROCEEDINGS

09.03.2007

The applicant by the instant petition has prayed for recalling the order dated 26-9-2006 passed in Second Appeal No. 468/2005 whereby the appeal preferred by the applicant has been disposed of with a direction that the services available to the respondent in the accommodation in question occupied by the respondent shall be restored and they shall not interfere with the said services till he is lawfully evicted by a competent Court.

This application for recalling of order dated 26-9-2006 has been preferred by the applicant along with an application for condonation of delay for filing the same as it has been filed with a delay of 77 days.

I have perused the impugned order passed by the learned District Judge, Raipur in Misc. Civil Appeal No. 33/2005 whereby the appeal preferred by the non-applicant against the order of Rent Controlling Authority, Raipur dated 8-7-2005 in Case No. 03-90(4)2004-05 has been allowed and the applicant has been directed not to interfere in the water and electric supply services available to the respondent till a decree of eviction is obtained from the competent court. Learned District Judge after hearing the parties has recorded a finding that relationship of tenant and landlord existed between the parties.

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... Review Pet. No. 9/2007 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Taking into consideration the reasons assigned by the learned District Judge and further considering the submissions of the counsel for the appellant-applicant, the order under review has been passed and no case is made out for recalling the order dated 26-9-2005 passed in Second Appeal No. 468/2005. The application is without any substance and the same is dismissed. Consequently, M.(Cr.)P. No. 301/2007 and I.A. No. 460/2007 stand disposed of. **Sd/-** **Dhirendra Mishra** **Judge**	

(पीछे देखिये)